

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE DRH30225-MG-65 (03/23)

Short Title: Clarify Law/Older Adults & LT Services.

(Public)

Sponsors: Representative Guice.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO UPDATE AND CLARIFY NORTH CAROLINA'S GENERAL STATUTES ON
3 OLDER ADULTS AND LONG-TERM SERVICES AND SUPPORTS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 143B-181.3(6) and (7) read as rewritten:

6 "(6) Services for older adults should be person-centered and coordinated by each
7 county so that an individual's needs can be met efficiently, effectively, and in
8 the least restrictive environment.

9 (7) Information should be readily available in each county on all programs and
10 services for older adults. Advocacy for these programs and services should
11 be based in each county."

12 **SECTION 2.** G.S. 143B-181.6 reads as rewritten:

13 **"§ 143B-181.6. Purpose and intent.**

14 The development and implementation of policies for long-term services and supports
15 should reflect the intent of the North Carolina General Assembly as follows:

16 (1) Long-term services and supports administered by the Department of Health
17 and Human Services and other State and ~~local~~-county agencies shall include
18 a balanced array of health, social, and supportive services that are well
19 coordinated to promote individual choice, dignity, and the highest
20 practicable level of independence.

21 (2) Home and community-based services shall be developed, expanded, or
22 maintained in each county in order to meet the needs of consumers in the
23 least confusing and least restrictive manner. Services should be based on the
24 desires of older adults, persons with disabilities, their families, and others
25 that support them.

26 (3) All services shall be responsive and appropriate to individual need and shall
27 be delivered through a uniform and seamless system that is flexible and
28 responsive regardless of funding source. Information and services shall be
29 available in each county through the effective use of Community Resource
30 Connections for Aging and Disabilities as they are developed throughout the
31 State. Each county, through its county board of commissioners, may elect to
32 establish its own Community Resource Connections for Aging and
33 Disabilities or participate in a multicounty Community Resource
34 Connections for Aging and Disabilities.



- 1 (4) Services shall be available to all persons who need them, but shall be
2 targeted primarily to those citizens who are the most frail and those with the
3 greatest need.
- 4 (5) State and ~~local~~-county agencies shall maximize the use of limited resources
5 by establishing a fee system for persons who have the ability to pay.
- 6 (6) Care provided in facilities shall be offered in such a manner and in such an
7 environment as to promote for each resident, maintenance of health,
8 enhancement of the quality of life, and timely discharge to a less restrictive
9 care setting when appropriate.
- 10 (7) State health planning for institutional bed supply shall take into account
11 increased availability of home and community-based services options.
- 12 (8) In an effort to maximize the use of limited resources, State and ~~local~~-county
13 agencies shall invest in supports for families and other informal caregivers
14 of persons requiring assistance.
- 15 (9) Emphasis shall be placed on offering evidence-based activities to promote
16 healthy aging, prevent injuries, and manage chronic diseases and conditions.
- 17 (10) Individuals and families shall be encouraged and supported in planning for
18 and financing their own future needs for long-term services and supports."

19 **SECTION 3.** This act is effective when it becomes law.